

DOCKET FILE COPY ORIGINAL

WT Docket 11-65

Summary of Complaint : 11-C00297388-1

User Complaint Key : 11-C00297388-1

Form Type : 2000F

Submitted Date : Apr 05, 2011

Source : WEB

Admin

Disposition Status : Resolved

Congressional Complaint : No

Type : Wireless

Category : Other

SubCategory :

Admin Comments

AT&T/T-Mobile merger Comment added to WT Docket 11-65. 4/29/2011 arl

Letter and Serve in the next pages...

CUSTOM WIRELESS INC
50 SALEM ST
BUILDING B 1ST FLOOR
LYNNFIELD, MA 01940



2000F

March 31, 2011

via Regular Mail

Received & Inspected

APR - 5 2011

FCC Mail Room

Mr. Julius Genachowski
Chairman
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

RE: Proposed AT&T acquisition of T-Mobile USA

Dear Mr. Genachowski,

My name is Daniel J. Burke, Jr. and the purpose of this letter is to express my concerns about the proposed \$39 billion acquisition (the "Acquisition") of T-Mobile USA ("T-Mobile") by AT&T Wireless ("AT&T"). Specifically, my concerns focus on the impact the Acquisition will have on (1) the landscape of wireless industry and (2) the small business owner within the wireless industry who has dedicated considerable time, effort and resources to build a viable business.

Should AT&T Acquisition the landscape of the wireless industry would change dramatically including, but not limited to:

- ✓ Approximately 220 million subscribers (or 75% of the U.S. market) controlled by AT&T and Verizon.
- ✓ Limited service choices for customers not currently with AT&T, T-Mobile or Verizon.
- ✓ Stifled advancement in technology and job creation.

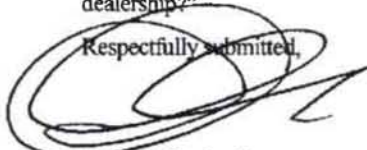
Clearly, this Acquisition creates a duopoly that undermines the efforts and successes of the last 30 years for which significant technological advancement; business opportunities and job creation have materialized within the industry.

As a small business owner, and operator of one of the largest T-Mobile dealerships in New England, the Acquisition represents the likely demise of a business I have invested considerable time and resources to build over the last 12-plus years. My company currently employs approximately 75 individuals. At the direction and guidance of T-Mobile, I strategically positioned my business to aggressively expand with them including:

- ✓ Executing exclusive multi-year dealer contracts with T-Mobile thus requiring me to cease sales of other wireless carrier products and services.
- ✓ Securing up to \$750,000 of loans with the Small Business Administration with proceeds used to renovate existing retail locations and acquire new retail locations.
- ✓ Investing considerable time and resources for employee training on T-Mobile products and services.

Should AT&T decide to not provide me with an [equitable] contract my ability to repay the loans nearly impossible. Further I would be forced to downsize my business for which numerous layoffs would be inevitable. With this said, my question to you is "what happens to the small business owners across this country who have invested everything into building a T-Mobile dealership?"

Respectfully submitted,



Daniel J. Burke, Jr.
President
Custom Wireless, Inc.

Form 2000F – Other Communications Complaint
Not Covered by Form 2000A through Form 2000E

Consumer's Information:

First Name: **Daniel** Last Name: **Burke, Jr**

Company Name:

(Complete only if you are filing this complaint on behalf of a company or an organization.)

Post Office Box Number:

(Official Post Office box Number Only)

Address 1: **50 Salem Street**

Address 2: **Building B, 1st Floor**

Mailing Address (where mail is delivered)

City: **Lynnfield** State: **MA** Zip Code: **01940**

Telephone Number (Residential or Business):

E-mail Address:

***** ANSWER EACH QUESTION THAT APPLIES TO YOUR SPECIFIC COMPLAINT *****

1. Type of company that is the subject of your complaint:

2. Please provide the details of your complaint, including the dates, times and nature of any conduct or activity complained of and identifying information of any companies, institutions or individuals involved:

a. Date (mm/dd/yyyy):

b. Name of company or individual:

c. Details of the activity or conduct that form the basis for your complaint: